

PATENT
ATTORNEY DOCKET NO. CIT1510-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lyapina et al. Art Unit: 1651
Application No.: 10/046,961 Examiner: J.P. Weber
Filed: January 14, 2002
Title: REGULATION OF TARGET PROTEIN ACTIVITY THROUGH MODIFIER
PROTEINS

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW PATENT APPLICATION FROM ISSUE
AFTER PAYMENT OF ISSUE FEE
PURSUANT TO 37 CFR § 1.313(c)**

Sir:

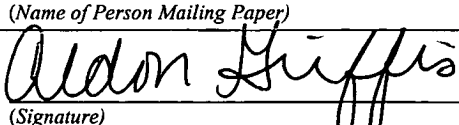
Applicant hereby petitions the Commissioner under the provisions of 37 CFR § 1.313(c) for withdrawal of the above patent application after payment of the issue fee. The issue fee in this application was paid on November 24, 2003. Since payment of the issue fee, Applicant has been notified of additional art in a related application as listed in the attached Information Disclosure Statement.

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CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, January 20, 2004 , in an envelope addressed to: Mail Stop 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
 (Signature)	January 20, 2004 (Date)

In re Application of:
Lyapina et al.
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Page 2

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Enclosed is Check No. 552383 in the total amount of \$515.00; which consists of \$130.00 for the petition fee to withdraw the application from issue and \$385.00 for the Request for Continued Examination fee. The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: January 20, 2004



Lisa A. Haile, J.D., Ph.D.
Registration No. 38,347
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

USPTO Customer Number 28213
GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133

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TRANSMITTAL SHEET

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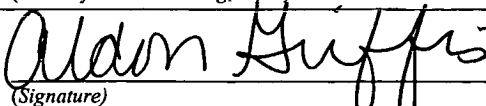
Transmitted herewith for the above-identified application please find:

1. Petition to Withdraw Patent Application from Issue After Payment of Issue Fee (2 pages);
2. Request for Continued Examination (RCE) Transmittal (1 page);
3. Preliminary Amendment (5 pages);
4. Information Disclosure Statement (2 pages);
5. Form PTO-1449 (1 page);
6. One (1) U.S. Patent and U.S. Patent Application Publications;

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7. One (1) Foreign Patent;
8. Two (2) Other Documents;
9. Check No. 552383 in the amount of \$515.00; and
10. Return Receipt Postcard.

This application is entitled to **SMALL ENTITY** status.

The filing fee has been calculated as shown below:

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	10 - 20	=	0	X	\$09	\$18	=	\$00	\$00
Independent Claims	1 - 3	=	0	X	\$43	\$86	=	\$00	\$00
Multiple Dependent Claims Presented: ___ Yes <u>X</u> No					\$145	\$290			\$00
					BASIC FEE			\$385.00	\$770.00
					TOTAL FEE			\$385.00	

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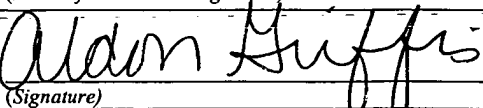
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